

AGENDA

Board of Supervisors Chambers
1055 Monterey Street
San Luis Obispo, CA



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, Vice-Chairperson 3rd District
Lynn Compton, Chairperson, 4th District
Debbie Arnold, 5th District

Dan Buckshi, County Administrator

Tuesday, May 10, 2016

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

BOARD BUSINESS

ADJOURNMENT

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Office Items:

1. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to re-appoint Jayesh Patel and Steve Hennigh to the Cayucos Local Area Advisory Board. District 2.
2. Request approval of the policy for the Infrastructure/Beautification Grant Program. All Districts.
3. Request by the San Luis Obispo Business Improvement District (CBID) to reappoint William Lee to the Los Osos/Morro Bay (unincorporated) Local Advisory Board. District 2.
4. Submittal of a resolution approving participation in the 2016-17 State-Local Partnership Program and designating the San Luis Obispo County Arts Council as the Local Arts Planning Agency. All Districts.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

5. Request to approve a five year contract with InfoSend, Inc., in an amount not to exceed \$40,000 per year to provide property tax bill printing and mailing services. All Districts.
6. Submittal of Brown Armstrong, CPAs Independent Auditor's Report on the County Treasury's cash balance and accountability as of March 31, 2016. All Districts.

Consent Agenda - Board of Supervisors Items:

7. Submittal of a resolution recognizing May 1-7, 2016 as "National Travel and Tourism Week" in San Luis Obispo County. All Districts.
8. Request to approve the Memorandum of Understanding (MOU) with the Student-Community Liaison Committee. All Districts.

Consent Agenda - Clerk-Recorder Items:

9. Request to approve a resolution from the Cayucos Fire Protection District, requesting consolidation of the district election with the June 7, 2016, Presidential Primary Election. All Districts.

Consent Agenda - County Fire Items:

10. Request to approve a FY 2015-16 renewal contract with Allen Hancock Joint Community College for the San Luis Obispo County Fire Department to provide instruction in firefighting and related subjects. All Districts.

Consent Agenda - Health Agency Items:

11. Request to approve: (1) a renewal agreement with San Luis Ambulance Service Inc. (Clerk's File) to continue to provide ambulance services in the North, Central and South ambulance service areas through June 30, 2018; and (2) a renewal agreement with the Cambria Community Healthcare District (Clerk's File) to continue to provide ambulance service in the North Coast ambulance service area indefinitely. All Districts.

Consent Agenda - Pension Trust Items:

12. Submittal of a resolution approving technical and housekeeping amendments to the San Luis Obispo County Employees Retirement Plan and By Laws. All Districts.
13. Submittal of a resolution approving amendments to the San Luis Obispo County Employees Retirement Plan Appendices for employees in the San Luis Obispo County Superior Court. All Districts.
14. Submittal of a resolution approving amendments to the San Luis Obispo County Employees Retirement Plan Appendices for employees in the San Luis Obispo County Air Pollution Control District. All Districts.

Consent Agenda - Planning & Building Items:

15. Submittal of a resolution accepting an Avigation Easement from Community Health Centers of the Central Coast, Inc., a California Corporation, for the Oceano County Airport. District 4.

Consent Agenda - Probation Items:

16. Request to amend the FY 2015-16 Fixed Asset list for Fund Center 139 - Probation to purchase six mobile data computers with a total cost of \$45,330 to be funded with 2011 Public Safety Realignment (AB 109) revenue. All Districts.

Consent Agenda - Public Works Items:

17. Submittal of a resolution to levy water availability charges for County Service Area No. 16 (Shandon), and County Service Area No. 23 (Santa Margarita). Districts 1 and 5.
18. Submittal of a resolution to levy sewer availability charges for County Service Area No. 7-A (Oak Shores) and for County Service Area No. 18 (San Luis Obispo Country Club Estates). Districts 1 and 3.

Consent Agenda - Public Works Sitting as Flood Control District:

19. Request to: 1) approve the Memorandum of Agreement (MOA) for Integrated Regional Water Management (IRWM) Planning and Funding in the State of California Department of Water Resources (DWR) Central Coast Funding Area (CCFA), acting as the Lead Agency for the San Luis Obispo County Regional Water Management Group (RWMG); 2) authorize the Director of Public Works to execute the MOA; and 3) designate the Director of Public Works, or his designee, as the individuals authorized to coordinate with IRWM Regions in the CCFA. All Districts.
20. Declaration of Surplus Water for Zone 3 of the San Luis Obispo County Flood Control and Water Conservation District (Lopez Project) and update on the status of the Low Reservoir Response Plan for Zone 3. Districts 3 and 4.

Consent Agenda - Social Services Items:

21. Request to approve a FY 2016-17 through FY 2018-19 renewal contract (Clerk's File) with California State Association of Counties (CSAC) for the Welfare Client Data Systems (WCDS) Consortium in the total amount of \$334,772. All Districts.
22. Request to approve a new Agreement (Clerk's File) with the California Department of Social Services (CDSS) for The Work Number, a service of TALX Corporation (TALX), for California Work Opportunity and Responsibility for Kids (CalWORKs) and CalFresh participant employment and wage verification. The effective date is April 22, 2016, or upon approval by the CDSS, whichever is later, through September 30, 2017. All Districts.

Presentations:

23. Submittal of a resolution proclaiming May as "Mental Health Awareness Month" in San Luis Obispo County. All Districts.
24. Submittal of a resolution to recognize May as "National Foster Care Month" in San Luis Obispo County. All Districts.
25. Submittal of resolution proclaiming May 2016 as "Older Americans Month" in San Luis Obispo County. All Districts.

Public Comment Period:

26. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Board Business:

27. Presentation of the 2015 Annual Agricultural Statistics for San Luis Obispo County. All Districts.

Hearings:

28. Hearing to consider an appeal by Dana Merrill of the Planning Commission approval of a Conditional Use Permit to allow the phased expansion of existing winery operations, located at 5036 South El Pomar Road, approximately 7 miles east of the community of Templeton, and to consider approval of the Conditional Use Permit and adoption of the Mitigated Negative Declaration pursuant to CEQA. District 5.

Closed Session Items:

29. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Three; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Three.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.; (4) Santa Maria Valley Water Conservation District v. City of Santa Maria, et al.

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (5) San Luis Obispo Government Attorney's Union (SLOGAU); (6) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (7) Deputy County Counsel's Association (DCCA); (8) Sheriffs' Management; (9) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (10) Deputy Sheriff's Association (DSA); (11) District Attorney Investigators' Association (DAIA); (12) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (13) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (14) Unrepresented Management and Confidential Employees; and (15) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

RECESS

1:30 REPORT ON CLOSED SESSION

Board Business:

30. Submittal of a resolution authorizing: 1) the surplus and sale of County-owned real property at 790 and 800 Cornwall Street in Cambria by public auction; and 2) a budget adjustment to repay the Cambria Friends of the Library and pay the Library Department's Facilities Planning Reserve Fund Center 1205, by the amount of the net proceeds of sale less costs of sale, by 4/5 vote. District 2.

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of May 5th, 2016

Nipomo Area

Request by The Nipomo Group for a Minor Use Permit to allow for the expansion of an RV storage and sales lot. The project is located on the North side of Juniper Street, approximately 550 feet west of Highway 101, within the community of Nipomo, in the South County planning area.

ED14-0076 (DRC2014-00024)

Nipomo Mesa Area

Request by John and Tia Dowden for a Vesting Tentative Parcel Map (CO 15-0057) to subdivide an existing ten acre parcel into two parcels of five acres each for the purpose of sale and/or development. The project includes off-site road improvements to Aloma Way. The project will result in the disturbance of approximately 10,000 square feet of a ten acre parcel for road improvements with up to an additional two acres as the parcels are developed. The proposed project is within the Residential Rural land use category. The project is located at 400 Aloma Way, approximately 1,000 feet northeast of the Halcyon Road/Aloma Way intersection. The site is in the South County Inland sub area of the South County planning area. ED15-150 (SUB2015-00037).

Avila Beach Area

Request by Eureka Energy for a Variance to allow construction of an access road to service powerline tower and two pedestrian paths to service security camera towers. The project will result in the disturbance of approximately 34,000 square feet on a 545 acre parcel. The proposed project is within the Public Facilities land use category and is located at the Diablo Canyon Power Plant on Reservoir Road, 9 miles northwest of the community of Avila. The site is in the San Luis Bay Coastal planning area, Diablo Canyon Power Plant, Reservoir Rd. ED15-211 (DRC2015-00089).

For Week of April 28th, 2016

Paso Robles Area

A request by STEVE CASS (CASS WINERY) for a Conditional Use Permit to allow the expansion of a previously approved winery and related visitor-serving uses including: a) construction of a new 13,279 square-foot (sf) barrel storage and administration building with an approximately 6,327 sf covered patio area and 6,800 sf of ornamental landscaping; b) construction of a new 4,128 sf eight room bed and breakfast inn; c) improving an existing agricultural road to serve as a secondary access road from the new barrel storage building and the bed and breakfast inn to Geneseo Road; d) increase in the existing temporary events program from six annual events with up to 80 attendees each to 20 annual events with up to 200 attendees each; e) use of an existing 1,760 sf commercial kitchen and seating area as a limited food serving facility (restaurant); and e) increase in annual wine production from 5,000 cases to up to 20,000 cases. The applicant is requesting modifications to ordinance standards to allow: an increase in the allowable square footage of a proposed restaurant in the Agriculture land use category from 800 to 1,760 sf, and increase in the maximum distance between a bed and breakfast inn and an existing visitor serving use from 100 feet to 144 feet. The proposed project will result in approximately 5 acres of site disturbance on a 273 acre parcel in the Agriculture land use category. The proposed project is located at 7350 Linne Road, at the northwest corner of Linne Road and Geneseo Road, approximately 4.13 miles east of Paso Robles. ED15-179 (DRC2014-00133)

Nipomo Mesa Area

Request by Carlos Castaneda for a Vesting Tentative Parcel Map to subdivide two existing parcels totaling 20.9 acres into four parcels of approximately five acres each for the purpose of sale and/or development. The project includes off-site road improvements to Pomeroy Road. The project will result in the disturbance of approximately 10,000

square feet of approximately 21 acre parcel with additional disturbance as the parcels are further developed. The proposed project is within the Residential Rural land use category. The project is located at 1650 Rocky Place, at the north east corner of Rocky Place and Pomeroy Road, approximately three miles north of the community of Nipomo. The site is in the South County Sub-area of the South County planning area. ED15-155 (SUB2015-00009).